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*D. Hunt Johnson,*

*Secretary  
S. D. J. G. G. G.*

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AN ACT

TO REGULATE THE

PRACTICE OF MEDICINE

IN THE

STATE OF MISSISSIPPI,

APPROVED FEB. 28, 1882.

FUBLISHED BY STATE BOARD OF HEALTH.

*Raw.*

JACKSON, MISS.:  
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1882.

APR 30 1962



# AN ACT

To Regulate the Practice of Medicine in the State of Mississippi.

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SECTION 1. *Be it enacted by the Legislature of the State of Mississippi*, That no person shall practice medicine in the State of Mississippi, unless he shall have received a license to practice, and have registered the same as is hereinafter provided in this act.

License to practice.

SEC. 2. *Be it further enacted*, That there shall be established boards of censors in the State of Mississippi, one board in each congressional district, whose duty it shall be to examine into the qualification of applicants for such license.

Boards of Censors.



SEC. 3. *Be it further enacted*, That the board of censors in each district shall be composed of the two sanitary commissioners of said district; and in case the members of said board shall differ in their opinions as to the qualifications of the applicant, the record of examination hereinafter provided for shall be forwarded to the Secretary of the State Board of Health, who shall decide between them, and issue or withhold the license as the case may be.

How Composed.

How differences decided.

SEC. 4. *Be it further enacted*, That examinations for license shall be in writing, and each board of censors in their examination for license to practice medicine, shall be governed by such rules and regulations, as shall be prescribed by the State Board of

Rules of State Board to govern.



No discrimi-  
nation.

Appeals.

To be decided  
by State  
Board.

Applica-  
tions for  
license.

On what  
branches ex-  
amined.

License fee.

Health ; *provided*, said board shall not discriminate against any applicant on account of the system of practice he may advocate, and the State Board of Health shall have jurisdiction in cases of appeal from any decision of the board of censors. Any applicant for license whose application has been endorsed "unfavorable," may appeal from such decision to the state board ; *provided*, such appeal is claimed by the applicant by a notice in writing, lodged with the Secretary of the State Board of Health within thirty days from the decision of the boards of censors. The State Board shall decide such appeals on the written examination, filed with the Secretary, at the meeting succeeding the filing of the notice of appeal.

SEC. 5. *Be it further enacted*, That applicants for license under this act shall make their applications in writing, stating : 1st. His name in full ; 2d. Nativity and age ; 3d. Residence and postoffice ; 4th. Time spent in professional studies ; 5th. Physician or preceptor under whom studies were pursued, with postoffice address ; 6th. Courses of medical lectures attended ; 7th. Name of medical schools attended ; 8th. If a graduate, name of college granting diploma ; 9th. Time spent in hospital, if any ; 10th. Time of practice, if any ; 11th. School of practice chosen ; 12th. References as to character.

SEC. 6. *Be it further enacted*, That applicants for license shall be examined only on the following branches of medicine, viz: Anatomy, chemistry, obstetrics, materia medica, physiology, pathology, surgery, hygiene.

SEC. 7. *Be it further enacted*, That applicants for license shall deposit with their applications, each a fee of fifteen dollars and twenty-five cents. Fifteen dollars of which shall be appropriated to the use of the board of censors as their remuneration,

and out of which the expense of advertising the time and place of meetings of said board of censors, as is hereinafter provided, shall be paid; and twenty-five cents of said fee shall be forwarded to the Secretary of the Board of Health, as a fee for services hereinafter provided for.

How applied.

SEC. 8. *Be it further enacted*, That an applicant for license, whose examination proves satisfactory to the board of censors, shall have a certificate to that effect furnished him by the board of censors, which certificate shall entitle him to practice medicine in the State of Mississippi for the period of thirty (30) days from the date thereof, and it shall be the duty of the board of censors to endorse the application "favorable" or "unfavorable," as may be determined by the board of censors, and forward it, together with the record of examination, with twenty-five cents (25 cents) to the Secretary of the State Board of Health, who shall register said application, in a book kept for that purpose, and file it for future reference.

Board of Censors to issue license.

Sec'y of State to register application.

SEC. 9. *Be it further enacted*, That in case a "favorable" indorsement is given the application, the State Board of Health, through their Secretary, shall forward, at once, to the applicant, a license to practice medicine in the State of Mississippi, and such license shall bear upon its face all the statements that appear upon the application, and shall be signed by the Secretary and sealed with the seal of the State Board of Health.

In case of "favorable" indorsement.

SEC. 10. *Be it further enacted*, That every person holding a license to practice medicine shall have a transcript of the same recorded in the office of the circuit clerk of the county in which he resides, in a book kept for that purpose, and the circuit clerk shall attach to said license, his certificate of record, and the clerk shall be entitled to

License to be recorded.

Fee of Clerk.



a fee of one dollar and fifty cents, to be paid by the said licentiate.

When filed  
for record.

SEC. 11. *Be it further enacted*, That if a license be not presented for record within thirty days from its date, the license shall be void and of no effect.

Change of  
Residence.

SEC. 12. *Be it further enacted*, That when a licensed practitioner of medicine changes his residence into a county other than that in which his license is recorded, said license must be recorded as at first in the office of the circuit clerk of the county in which he intends to reside, before he can engage in the practice of medicine in his new location, a certificate of which record shall be furnished by the circuit clerk, to the Secretary of the State Board of Health, for which services the clerk shall be entitled to a fee of one dollar and sixty cents.

Physicians  
living near  
borders of  
Mississippi.

SEC. 13. *Be it further enacted*, That if physicians living in other States, near the borders of the State of Mississippi, engaged in the practice of medicine, whose practice extends into the State of Mississippi, may obtain license to practice in this State in the same manner as is required of resident physicians, said licenses to be recorded in the office of the clerks of the circuit courts in the county or counties in which they practice in this State; and this act shall not be construed so as to prevent physicians or surgeons from other States from treating cases in this State, in charge of regular licentiates in this State.

Lost license.

SEC. 14. *Be it further enacted*, That in case a license is lost, upon application, accompanied by a fee of ten cents, it shall be the duty of the Secretary of the State Board of Health to issue a duplicate license in lieu of the one lost, and forward the same to said applicant.

SEC. 15. *Be it further enacted*, That a temporary license may be granted an applicant by the State Board of Health through their Secretary, by virtue of which a per-

son may practice medicine, but such temporary license shall specify upon its face the time for which it is granted, and shall be void after the next regular meeting of the board of censors of the district in which the licentiate may reside; but no succeeding application for temporary license for the same person shall be entertained by the State Board of Health, and the Secretary of the State Board of Health shall be entitled to a fee of twenty-five cents for each temporary license granted.

Temporary  
license.

SEC. 16. *Be it further enacted*, That for the purpose of examining applicants for license under this Act, the Board of Censors shall hold quarterly sessions, viz: on the second Monday in March, June, September and December in each year, at some convenient place near the centre in the congressional district where they reside. Thirty days' notice of said sessions shall be given by publication in one or more newspapers published in said district.

Quarterly  
session of  
Board of  
Censors.

SEC. 17. *Be it further enacted*, That every physician now practicing medicine in the State of Mississippi, shall receive his license without an examination as to qualification, from the State Board of Health through their Secretary, upon application for such license, accompanied by a fee of ten cents. Said application to contain, under oath, the applicant's: 1st, name in full; 2d, nativity and age; 3d, residence and postoffice; 4th, time spent in professional studies; 5th, physician or preceptor under whom studies were pursued, with postoffice address of same; 6th, courses of medical lectures attended; 7th name of medical school attended; 8th, if a graduate, name of college granting diploma; 9th, time spent in hospital, if any; 10th, time of practice, if any; 11th, school of practice chosen; 12th, reference as to character; *provided*, that such application is made by the 30th day of June, A. D., 1882, and if

Physicians  
now practicing  
licensed  
without examination.

What applications must show.



such license shall not have been recorded or filed for record within thirty days after its issuance, as heretofore provided, said license shall be void and of no effect; *provided, further*, that said license shall show that it was granted under the 17th section of this Act.

Blanks and  
record books.

SEC. 18. *Be it further enacted*, That the Secretary of State shall furnish blanks and books of record to the State Board of Health and books of record to the circuit clerks of each county, ruled and lined and otherwise prepared as may be prescribed by the State Board of Health as necessary for the proper enforcement of the provisions of this Act.

Penalty for  
false state-  
ments.

SEC. 19. *Be it further enacted*, That any person making false statements in his application for license shall be guilty of a misdemeanor, and on conviction thereof shall be fined in a sum of not more than twenty-five dollars, and upon proof of such conviction the State Board of Health shall revoke his license, and the State Board of Health shall notify the circuit clerk of the county in which said license may have been recorded, of such revocation, and it shall be the duty of the circuit clerk to erase the name of said person from the record.

"Practice of  
medicine"  
how con-  
strued.

SEC. 20. *Be it further enacted*, That for the purposes of this Act the words "practice medicine" shall mean to suggest, recommend, prescribe or direct for the use of any person any drug, medicine, appliance or other agency, whether material or not material, for the cure, relief or palliation of any ailment or disease of the mind or body, or for the cure, or relief of any wound, fracture, or other bodily injury, or any deformity, after having received, or with the intent of receiving therefor, either directly or indirectly, any bonus, gift, profit or compensation; *Provided*, That nothing in this Act shall apply to females engaged solely in the practice of midwifery.

SEC. 21. *Be it further enacted*, That peri-



patetic quacks and traveling charlatans shall not be licensed to practice medicine as provided for in the seventeenth section of this Act.

Quacks not to be licensed.

SEC. 22. *Be it further enacted*, That it shall be the duty of the several judges of the circuit courts to give this Act in charge to the grand juries at every term of their several courts; and it shall be the duty of the circuit clerk of each county in the State to furnish a list of persons registered in their office, under this Act, to the grand jury on the first day of each term of their several courts.

Judges to give act to grand juries.

SEC. 23. *Be it further enacted*, That every person or persons offending against the provisions of this Act shall be guilty of a misdemeanor, and upon conviction thereof, shall, for each offence, be fined in a sum of not less than fifty nor more than five hundred dollars, or be imprisoned in the county jail not less than ten nor more than thirty days, or both such fine and imprisonment at the discretion of the court.

Violations of Act.

SEC. 24. *Be it further enacted*, That this Act shall take effect and be in force from and after its passage.

Approved, February 28, 1882.

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OFFICE OF SECRETARY OF STATE, }  
JACKSON, MISSISSIPPI. }

I, HENRY C. MYERS, Secretary of State, do certify the Act hereto attached, entitled "An Act to regulate the practice of medicine in the State of Mississippi," is a true and correct copy of the original now on file in this office.

Given under my hand and the Great Seal of the State of Mississippi hereunto affixed, this 10th day of March, 1882.

HENRY C. MYERS,  
Secretary of State.







